

**REPORT/RECOMMENDATION TO THE BOARD OF SUPERVISORS
OF SAN BERNARDINO COUNTY, CALIFORNIA
AND RECORD OF ACTION**

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July 8, 2003

FROM: KEN A. MILLER, Director
Department of Public Works - **Transportation**

SUBJECT: **REJECT BIDS FOR ROUTE I-10/ETIWANDA AVENUE INTERCHANGE
LANDSCAPING IN THE FONTANA AREA**

RECOMMENDATION: 1) Reject all bids received on May 29, 2003, for landscaping at the Interstate 10/Etiwanda Avenue Interchange in the Fontana area, finding that the low bid was non-responsive for having failed to meet contract requirements and that rejection of the other bid at this time is in the best interest of the County; 2) Authorize the Director of Public Works to re-advertise for bids.

BACKGROUND INFORMATION: A project by the Catellus Commercial Group for the Kaiser Commerce Center to increase safety and improve traffic flow at the I-10/Eitwanda Avenue intersection was approved by the Board in two phases in August and November of 2001. The project consisted of reconfiguration of the interchange at Eiwanda Avenue, an additional ramp at Commerce Drive, realignment of Valley Boulevard, and construction of a new interchange at Etiwanda Avenue and Interstate Route 10. The final phase of this project will be landscape construction consisting of various plants, an irrigation system, and decorative landscape. The County is assisting with contract administration.

On April 22, 2003, the Board approved the plans and specifications for the project and authorized advertising for bids. Two bid proposals were received on May 29, 2003. The bid of Belaire-West Landscape, Inc. was determined to be non-responsive for failing to include a valid bidder's security, thereby causing the proposal to be invalid. The other bid by American West Landscaping, Inc. was \$488,173. The engineer's estimate was \$400,000. Rejection of the bid is recommended because it is too high in comparison with the Engineer's Estimate. Public Contract Code Section 22038 allows the Board to reject any bids presented and to re-advertise for bids.

REVIEW BY OTHERS: This item was reviewed by Deputy County Counsel Jean-Rene Basle on June 24, 2003 and by the County Administrative Office, (Tom Forster, Administrative Analyst) on June 27, 2003.

FINANCIAL IMPACT: The action to reject the bids and authorize re-advertisement for new bids has minimal financial impact. Upon receipt of a satisfactory bid, a recommendation for award of a contract will be forwarded to the Board as a separate action. The total cost of construction of this project is estimated to be \$400,000, which will be financed by Catellus Commercial Group and the State of California. Appropriations for this project are included in the Fiscal Year 2003/2004 Transportation Budget (SVE-TRA-TRA H13462).

SUPERVISORIAL DISTRICT(S): 2ND, 4th

PRESENTER: Ken A. Miller, 387-7906

Record of Action of the Board of Supervisors

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